IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Special Appeal No.50 of 2005

Sagar Singh S/o Sri Jamma Singh
R/o Lohiahead, Amau Khatima,
District Udham Singh Nagar

...Appellants/Petitioner

Vs

State of Uttaranchal through Secretary Power Corporation, Dehradun and three others

... Respondents

Sri B.S. Khanka, learned counsel for the appellant
Sri. Vinay Kumar, learned counsel for the respondents

Dated: July 18, 2006

Hon'ble P.C. Verma
Hon'ble B.S. Verma, J.

This Special appeal has been filed by the appellant against the judgment and order dated 30.6.2005 passed by learned Single Judge of this Court in WPSS No.851 of 2005 by which the petition of the petitioner was dismissed being infructuous.

We have perused the order impugned passed by learned Single Judge of this Court. The order dated 22.05.2004 pertaining to recovery of an amount of Rs.31,353.14 from the pension of the petitioner was challenged in the writ petition. The learned Single Judge after examining the submission advanced by learned counsel for the respondents that the amount involved had already been recovered from the appellant/ petitioner has rightly rejected the writ petition of the petitioner being infructuous.

We do not find any infirmity or illagility in the order passed by learned single judge of this court. The special appeal having no force is hereby dismissed and the order passed by learned single judge dated 30.6.2005 is hereby affirmed. No order as to costs.

(B.C. Verma, J.) **(P.C. Verma,J.)**

Rajeev Dang